

SENATE BILL 521

By McNally

AN ACT to amend Tennessee Code Annotated, Title 29,
relative to the power and use of eminent domain
and property acquired by eminent domain.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 29-17-201, is amended by designating the existing language as subsection (a) and by adding the following language as a new subsection (b):

(b) The county legislative body shall conduct a public hearing on the necessity of condemning property for a county purpose and shall approve by a two-thirds (2/3) vote the exercise of eminent domain before any property is condemned and taken by the county or any county agency having authority to exercise the power of eminent domain.

SECTION 2. Tennessee Code Annotated, Section 29-17-301, is amended by designating the existing language as subsection (a) and by adding the following language as a new subsection (b):

(b) The legislative body of any municipality shall conduct a public hearing on the necessity of condemning property for a municipal purpose and shall approve by a two-thirds (2/3) vote the exercise of eminent domain before any property is condemned and taken by the municipality or any municipal agency having authority to exercise the power of eminent domain.

SECTION 3. This act shall take effect July 1, 2009, the public welfare requiring it.